

**IN THE UNITED STATES OF AMERICA
NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION**

State of Texas,

Plaintiff,

v.

United States Department of Health and Human Services; Xavier Becerra, in his official capacity as Secretary of the United States Department of Health and Human Services; and Melanie Fontes Rainer, in her official capacity as Director of the Office for Civil Rights of the United States Department of Health and Human Services,

Defendants.

Civil Action No. 5:24-cv-00204-H

PROPOSED INTERVENOR-DEFENDANTS' MOTION FOR LEAVE TO INTERVENE

Pursuant to Fed. R. Civ. P. 24(a) and (b), the City of Columbus, Ohio, the City of Madison, Wisconsin, and Doctors for America ("Proposed Intervenor-Defendants") respectfully move for leave to intervene as defendants in the above-captioned case. Proposed Intervenor-Defendants seek to intervene as to both counts. The accompanying Memorandum sets out why the Court should grant Proposed Intervenor-Defendants' motion. A Proposed Order Granting the Motion for Leave to Intervene is attached as Exhibit 1, a Proposed Motion for Summary Judgment Or, In the Alternative, For Summary Judgment is attached as Exhibit 2, a Memorandum in Support of that Motion is attached as Exhibit 3, an appendix in support of that Motion is attached as Exhibit 4, and a Proposed Order granting that Motion is attached as Exhibit 5.

Date: January 17, 2025

Respectfully submitted,

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CERTIFICATE OF CONFERENCE

I certify that on January 15, 2025, counsel for Proposed Intervenor-Defendants conferred with counsel for Defendants regarding this Motion. Counsel for Defendants stated that they oppose Proposed Intervenor-Defendants' intervention. Proposed Intervenor-Defendants disagree and so file this motion. I further certify that counsel for Proposed Intervenor-Defendants conferred with Plaintiff's counsel regarding this Motion on January 15, 2025. Counsel for the Plaintiff did not respond with their position on this motion.

/s/ Jennifer R. Ecklund
Jennifer R. Ecklund

CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2025, a copy of the foregoing was filed electronically via the Court's ECF system, which effects service upon counsel of record.

/s/ Jennifer R. Ecklund
Jennifer R. Ecklund